



Entered on Docket
August 21, 2006

Hon. Linda B. Riegle
United States Bankruptcy Judge

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UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

Case No. BK-S-06-10725 LBR
Case No. BK-S-06-10726 LBR
Case No. BK-S-06-10727 LBR
Case No. BK-S-06-10728 LBR
Case No. BK-S-06-10729 LBR

In re:
USA CAPITAL REALTY ADVISORS, LLC,
Debtor.

Chapter 11
Jointly Administered Under
Case No. BK-S-06-10725 LBR

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,
Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,
Debtor.

In re:
USA SECURITIES, LLC,
Debtor.

Affects:
 All Debtors
 USA Commercial Mortgage Company
 USA Capital Realty Advisors, LLC
 USA Capital Diversified Trust Deed Fund, LLC
 USA Capital First Trust Deed Fund, LLC
 USA Securities, LLC

**ORDER DENYING MOTION FOR
RELIEF FROM AUTOMATIC STAY
FILED BY ROLLAND P. WEDDELL AND
SPECTRUM FINANCIAL
GROUP(AFFECTS USA COMMERCIAL
MORTGAGE COMPANY)**

Date: August 16, 2006
Time: 9:30 a.m.

1 The Motion for Relief from Automatic Stay (the “Motion”) filed by Rolland P. Weddell
2 and Spectrum Financial Group having come before this Court after notice; the movants being
3 represented by Elissa F. Cadish, Esq. of Hale Lane Peek Dennison and Howard, USA Commercial
4 Mortgage Company being represented by Lenard E. Schwartzer, Esq. of the Schwartzer &
5 McPherson Law Firm, Rob Charles, Esq. of Lewis and Roca, LLP representing the Official
6 Committee of Unsecured Creditors, and other appearances having been made on the record; the
7 Court having reviewed the pleadings, having heard the arguments of counsel and having made its
8 findings and conclusions on the record, it is

9 ORDERED that the Motion is denied; and it is further

10 ORDERED that the automatic stay in this case does not apply to the movants’ claims
11 against non-debtor defendants in the litigation now pending in the United States District Court for
12 the District of Nevada as Case No. CV-S-01-0355-KJD-LRL.

13 Prepared by

14 SCHWARTZER & MCPHERSON LAW
15 FIRM

16 By: /s/ Lenard E. Schwartzer, Esq.
17 LENARD E. SCHWARTZER, ESQ.
18 *Counsel for USA Commercial Mortgage
Company*

19 Approved/Disapproved by:

20 LEWIS AND ROCA, LLP

22 By: /s/ Rob Charles, Esq.
23 ROB CHARLES, ESQ.
24 SUSAN M. FREEMAN, ESQ.
25 *Counsel for the Official Committee
of Unsecured Creditors of USA
Commercial Mortgage Company*

Approved/Disapproved by:

HALE LANE PEEK DENIISON and HOWARD

By: /s/ Elissa F. Cadish, Esq.
ELISSA F. CADISH, ESQ.
SCOTT D. FLEMING, ESQ.
*Counsel for Rolland P. Weddell and
Spectrum Financial Group*

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